

October 21, 2021

AO 91 (Rev 8/01) Criminal Complaint

Nathan Ochsner, Clerk of Court

United States District Court

SOUTHERN

DISTRICT OF
McALLEN DIVISION

TEXAS

UNITED STATES OF AMERICA
V.

Wuilmer Pastor Ochoa-Herrera

CRIMINAL COMPLAINT

Case Number: M-21-2229-M

IAE
Honduras

YOB: 1975

(Name and Address of Defendant)

I, the undersigned complainant being duly sworn state the following is true and correct to the best of my

knowledge and belie _____ October 19, 2021 _____ in _____ Hidalgo _____ County, in

the _____ Southern _____ District of _____ Texas _____

(Track Statutory Language of Offense)

being then and there an alien who had previously been deported from the United States to Honduras in pursuance of law, and thereafter was found near La Joya, Texas, within the Southern District of Texas, the Attorney General of the United States and/or the Secretary of Homeland Security, not theretofore having consented to a reapplication by the defendant for admission into the United States;

in violation of Title _____ 8 _____ United States Code, Section(s) _____ 1326 _____ (Felony)

I further state that I am a(n) Border Patrol Agent and that this complaint is based on the following facts:

Wuilmer Pastor Ochoa-Herrera was encountered by Border Patrol Agents near La Joya, Texas on October 19, 2021. The investigating agent established that the defendant was an undocumented alien and requested record checks. The defendant claims to have illegally entered the United States on October 19, 2021, near Hidalgo, Texas. Record checks revealed the defendant was formally Deported/Excluded from the United States on January 30, 2019, through Phoenix, Arizona. Prior to Deportation/Exclusion, the defendant was instructed not to return to the United States without permission from the U.S. Attorney General and/or the Secretary of Homeland Security.

Continued on the attached sheet and made a part of this complaint:

☐ Yes ☒ No

Complaint authorized by AUSA M. Redavid

Submitted by reliable electronic means, sworn to and attested
telephonically per Fed. R. Cr.P.4.1, and probable cause found on:

October 21, 2020 at 7:00 a.m. _____

J. Scott Hacker _____, U.S. Magistrate Judge
Name and Title of Judicial Officer

/s/ Jose Delgado

Signature of Complainant

Jose Delgado _____ Border Patrol Agent

Signature of Judicial Officer